

No. 38
MICHIGAN SENATE
DAILY CALENDAR

TUESDAY, MAY 4, 2010
10:00 a.m.

MOTIONS

1

(Consideration postponed until Friday, December 31.)

HB 4316 Rep. Lisa Brown

Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.

Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

2

(Consideration postponed until Friday, December 31.)

HB 4317 Rep. Kennedy

Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.

Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

3

(Consideration postponed until Friday, December 31.)

HB 4318 Rep. Slavens

Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.

Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23, 2009.

4

(Consideration postponed until Wednesday, November 3.)

SR 15 Sen. Whitmer

A resolution to amend the Standing Rules of the Senate.

Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7, 2009.

MESSAGES FROM THE HOUSE

5

HB 4514 Rep. Lahti

Income tax; credit; eligibility for state earned income tax credit; require taxpayer to be resident for at least 6 months. Amends sec. 272 of 1967 PA 281 (MCL 206.272).

I.E. House, March 18, 2009.

Returned from House with House substitute (H-7) to Senate substitute (S-3), Thursday, February 25; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

6

SJR K Sen. Kuipers

Constitutional amendments; state; right for independent health care; provide for.

Amends the state constitution by adding sec. 28 to art. I.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Not adopted, Tuesday, March 16; motion to reconsider vote pending.

7

HB 4932 Rep. Rocca

Gaming; other; allowable value for coupons awarded in redemption games; increase.

Amends sec. 310b of 1931 PA 328 (MCL 750.310b).

I.E. House, June 2, 2009.

House substitute (H-2).

Defeated, Tuesday, March 9; motion to reconsider vote pending.

Committee recommended I.E.

8

SB 911 Sen. McManus

State agencies (existing); natural resources; powers and duties of the department of environmental quality under beverage container law; transfer to the department of natural resources.

Amends sec. 3f of 1976 IL 1 (MCL 445.573f).

Reported by Committee on Appropriations.

Defeated, Wednesday, December 2, 2009; motion to reconsider vote pending.

Committee recommended I.E.

THIRD READING OF BILLS

9

SB 216 Sen. Allen
Liquor; licenses; continuing care retirement center liquor license; create.
Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

10

SB 47 Sen. Kahn
Health; pharmaceuticals; prescription drug website; provide for.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.
Reported by Committee on Health Policy.
Committee recommended I.E.

11

HB 5822 Rep. Huckleberry
Animals; other; swine running at large; allow killing of under certain conditions.
Amends 1976 PA 328 (MCL 433.11 - 433.20) by adding sec. 4a & repeals sec. 10 of 1976 PA 328 (MCL 433.20).
I.E. House, March 9, 2010.
House substitute (H-2).
Reported by Committee on Agriculture and Bioeconomy.
Committee recommended I.E.

12

HB 5823 Rep. Tyler
Animals; other; swine running at large on DNR property; clarify that impoundment remedy does not preclude shooting.
Amends sec. 1 of 1959 PA 66 (MCL 322.581) & adds sec. 12.
I.E. House, March 9, 2010.
House substitute (H-1).
Reported by Committee on Agriculture and Bioeconomy.
Committee recommended I.E.

13

SB 198 Sen. McManus
Use tax; exemptions; industrial processing exemption for certain sawmill operations; provide for.
Amends sec. 4o of 1937 PA 94 (MCL 205.94o).
Reported by Committee on Finance.
Senate substitute (S-2).
Committee recommended I.E.

GENERAL ORDERS

14

SB 165 Sen. Barcia
Traffic control; accidents; procedure relating to obtaining crash reports; modify.
Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).
Reported by Committee on Transportation.
Committee recommended I.E.

GENERAL ORDERS

15

SB 478 Sen. Sanborn
Corrections; other; report to legislature of status of offender tracking system; require.
Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.
Reported by Committee on Judiciary.
Committee recommended I.E.

16

SB 592 Sen. Kuipers
Education; financing; certain energy contracts; allow.
Amends sec. 1274a of 1976 PA 451 (MCL 380.1274a).
Reported by Committee on Education.
Committee recommended I.E.

17

SB 670 Sen. Richardville
Transportation; funds; Michigan transportation fund; reclassify as a trust fund and restrict disposition of interest and earnings.
Amends sec. 10 of 1951 PA 51 (MCL 247.660).
Reported by Committee on Transportation.
Committee recommended I.E.

18

HB 5086 Rep. Simpson
Economic development; renaissance zones; number of additional renaissance zones for agricultural processing facilities; increase.
Amends sec. 8c of 1996 PA 376 (MCL 125.2688c).
I.E. House, June 25, 2009.
Reported by Committee on Agriculture and Bioeconomy.
Committee recommended I.E.

19

HB 5221 Rep. Bennett
Environmental protection; pollution prevention; laboratory recognition program; eliminate.
Repeals pt. 205 of 1994 PA 451 (MCL 324.20501 - 324.20519).
I.E. House, September 15, 2009.
Reported by Committee on Natural Resources and Environmental Affairs.
Committee recommended I.E.

20

HB 4565 Rep. Meadows
Liquor; retail sales; tagging of certain beer kegs; require.
Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 1029.
I.E. House, April 23, 2009.
House substitute (H-2).
Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

21

SB 792 Sen. Kahn
Weapons; other; right to transportation and storage of firearms under certain circumstances; allow.
Amends title of 1927 PA 372 (MCL 28.421 - 28.435) & adds secs. 1b & 36.
Reported by Committee on Hunting, Fishing and Outdoor Recreation.
Senate substitute (S-1).

22

SB 793 Sen. Barcia
Weapons; other; transportation of firearms for lawful purpose; expand.
Amends sec. 231a of 1931 PA 328 (MCL 750.231a).
Reported by Committee on Hunting, Fishing and Outdoor Recreation.

23

SB 862 Sen. Gilbert
Transportation; motor carrier fuel tax; diesel fuel tax; increase, and provide phase-in period.
Amends sec. 2 of 1980 PA 119 (MCL 207.212).
Reported by Committee on Transportation.
Committee recommended I.E.

24

SB 863 Sen. Gilbert
Transportation; funds; revenue from increase in motor carrier fuel tax; divert to critical budget funds.
Amends sec. 10 of 1951 PA 51 (MCL 247.660).
Reported by Committee on Transportation.
Senate substitute (S-3).
Committee recommended I.E.

25

SB 350 Sen. Cassis
Civil procedure; foreclosure; amount required to redeem foreclosed property; allow certain registers of deeds to calculate.
Amends sec. 3240 of 1961 PA 236 (MCL 600.3240).
Reported by Committee on Banking and Financial Institutions.
Senate substitute (S-3).
Committee recommended I.E.

26

SB 927 Sen. Jansen
State financing and management; bonds; bonding authority for prefunded retiree health care; provide for.
Amends sec. 103 of 2001 PA 34 (MCL 141.2103) & adds sec. 518.
Reported by Committee on Appropriations.
Senate substitute (S-2).
Committee recommended I.E.

27

HB 4073 Rep. Hammel
Retirement; other; public employee retirement health care trust; provide for.
Creates new act.
I.E. House, March 4, 2009.
House substitute (H-4).
Reported by Committee on Appropriations.
Senate substitute (S-2).
Committee recommended I.E.

GENERAL ORDERS

28

HB 4971 Rep. Dean
Children; protection; provision for written request of documentation stating individual not named in central registry case; modify.
Amends sec. 7j of 1975 PA 238 (MCL 722.627j).
I.E. House, August 26, 2009.
Reported by Committee on Families and Human Services.
Committee recommended I.E.

29

SB 967 Sen. Clarke
Holidays; other; "Dr. Ralph Bunche Day"; designate as August 7.
Creates new act.
Reported by Committee on Local, Urban and State Affairs.
Committee recommended I.E.

30

SB 357 Sen. Jacobs
Construction; equipment; playground equipment safety act; expand to include flagpoles.
Amends secs. 2 & 6 of 1997 PA 16 (MCL 408.682 & 408.686).
Reported by Committee on Education.
Committee recommended I.E.

31

HB 5749 Rep. Gregory
Health; local health departments; local government authority over licensing requirements for massage therapists; revise.
Amends sec. 17967 of 1978 PA 368 (MCL 333.17967).
I.E. House, February 2, 2010.
Reported by Committee on Health Policy.
Committee recommended I.E.

32

SB 802 Sen. Kuipers
Higher education; community colleges; removal of community college employees from school retirement system; provide for.
Amends secs. 6 & 7 of 1980 PA 300 (MCL 38.1306 & 38.1307).
Reported by Committee on Education.
Senate substitute (S-1).
Committee recommended I.E.

33

HB 4899 Rep. Segal
Health; diseases; list of reportable diseases; require department to create and update at least annually.
Amends secs. 5101, 5111, 5117, 5131, 5204 & 20191 of 1978 PA 368 (MCL 333.5101 et seq.).
I.E. House, May 13, 2009.
Reported by Committee on Health Policy.
Committee recommended I.E.

GENERAL ORDERS

34

HB 4901 Rep. Liss

Health; diseases; reference to rules promulgated under public health code regarding corrections employees; revise. Amends sec. 67b of 1953 PA 232 (MCL 791.267b).

I.E. House, May 13, 2009.

Reported by Committee on Health Policy.

Committee recommended I.E.

35

HB 5274 Rep. Lipton

Crimes; drunk driving; repeat drunk driving offenders; establish license sanctions for DWI/sobriety court participants.

Amends secs. 303, 322, 625n, 732a & 904d of 1949 PA 300 (MCL 257.303 et seq.).

I.E. House, December 17, 2009.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

36

SB 1046 Sen. Jansen

Labor; public service employment; mandated public employee contribution to employer-provider health care benefits; provide for.

Creates new act.

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-6).

Committee recommended I.E.

37

SB 1047 Sen. Sanborn

Public employees and officers; compensation and benefits; public employee access to health plan available to state employees; provide for.

Creates new act.

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-1).

Committee recommended I.E.

38

SB 1074 Sen. Pappageorge

Education; school districts; contracting and competitive bidding for food, custodial, and transportation services for public schools; require.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1245.

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-3).

Committee recommended I.E.

39

SJR P Sen. Jansen

Labor; civil service employment; health benefits of public employees and officers; allow legislature to regulate.

Amends the state constitution by adding sec. 8 to art. XI.

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-2).

GENERAL ORDERS

40

SB 1173 Sen. Cassis

Labor; public service employment; definition of public employee; clarify regarding collection of union dues from child care or health care giver subsidies.

Amends secs. 1 & 14 of 1947 PA 336 (MCL 423.201 & 423.214).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

41

SB 1179 Sen. Jansen

Labor; public service employment; definition of public employee; clarify regarding persons who receive payments from child care subsidies.

Amends secs. 1 & 14 of 1947 PA 336 (MCL 423.201 & 423.214).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

42

HB 5899 Rep. Kurtz

Cemeteries and funerals; burial or cremation; immunity for funeral director properly disposing of unclaimed cremated remains; revise effective date.

Amends enacting sec. 1 of 2009 PA 149.

I.E. House, March 10, 2010.

Reported by Committee on Senior Citizens and Veterans Affairs.

Committee recommended I.E.

43

HB 5900 Rep. Polidori

Occupations; mortuary science; registry of names of unclaimed cremated remains; revise effective date.

Amends enacting sec. 1 of 2009 PA 148.

I.E. House, March 10, 2010.

Reported by Committee on Senior Citizens and Veterans Affairs.

Committee recommended I.E.

44

HB 4480 Rep. Cushingberry

Property; conveyances; certain state owned property in Wayne county; provide for conveyance.

Creates new act.

I.E. House, April 13, 2010.

Reported by Committee on Appropriations.

Committee recommended I.E.

45

SB 1075 Sen. Bishop

State agencies (proposed); other; reorganization of state departments; provide for.

Creates new act & repeals 1965 PA 380 (MCL 16.101 - 16.608).

Reported by Committee on Reforms and Restructuring.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

46

SB 1177 Sen. Kahn

Water; other; groundwater dispute resolution program; restore.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 317.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

RESOLUTIONS

47

SR 41 Sen. Cropsey

A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 32 of 2009, page 591.

Adoption pending.

48

SR 75 Sen. Patterson

A resolution to extend subpoena power to the Senate Judiciary Committee.

Motion to suspend rules postponed, Wednesday, August 26, 2009.

For text of resolution, see Senate Journal No. 65 of 2009, page 1325.

Rules suspension pending.

49

SR 88 Sen. Pappageorge

A resolution to urge the Michigan House of Representatives to begin the veto override process on the Governor's line-item veto of the section 20j hold harmless school aid funding in 2009 PA 121.

Reported by Committee on Appropriations.

For text of resolution, see Senate Journal No. 88 of 2009, page 2053.

Adoption pending.

50

HCR 49 Rep. Warren

A concurrent resolution to urge the Great Lakes-St. Lawrence River Basin Water Resources Council to scrutinize carefully the proposed diversion at Waukesha, Wisconsin.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

For text of resolution, see Senate Journal No. 30, page 563.

Adoption pending.

COMMITTEE REPORTS

51

HB 4406 Rep. Espinoza

Health; abortion; report form; require Hispanic ethnicity of patient to be reported.

Amends sec. 2835 of 1978 PA 368 (MCL 333.2835).

I.E. House, April 20, 2010.

House substitute (H-1).

Reported by Committee on Health Policy.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

52

HB 4900 Rep. Moore

Health; local health departments; penalties for violation of a local health department regulation or order of a local health officer; clarify application.

Amends sec. 2441 of 1978 PA 368 (MCL 333.2441) & adds sec. 2443.

I.E. House, May 13, 2009.

For House amendment, see House Journal No. 41 of 2009, page 865.

Reported by Committee on Health Policy.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

53

HB 5765 Rep. Lisa Brown

Health; occupations; number of board members for licensing of physician's assistants, acupuncturists, and respiratory therapists; modify, and modify membership on health profession subfields task force.

Amends secs. 16521, 17025, 17903 & 18705 of 1978 PA 368 (MCL 333.16521 et seq.).

I.E. House, February 4, 2010.

Reported by Committee on Health Policy.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Administrative Rules - Tuesday, May 4, 12:30 p.m., Rooms 402 and 403, Capitol Building (373-6476)

Appropriations -

Subcommittees -

Agriculture - Tuesday, May 4, 2:00 p.m., Room 405, Capitol Building (373-2768)

Capital Outlay - Thursday, May 6, 9:00 a.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

General Government - Thursdays, May 6 and May 13, 2:00 p.m., Room 110, Farnum Building (373-2768)

SCHEDULED MEETINGS	SCHEDULED MEETINGS
<p>Judiciary and Corrections - Tuesdays, May 4 and May 11 (CANCELED), 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)</p> <p>Human Services Department - Tuesday, May 4, 12:30 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)</p> <p>Commerce and Tourism and House Intergovernmental and Regional Affairs - Tuesday, May 4, 3:00 p.m., Room 519, South Tower, House Office Building (373-2413) (CANCELED)</p>	<p>Natural Resources and Environmental Affairs - Wednesday, May 5, 1:00 p.m., Room 110, Farnum Building (373-3447)</p> <p>Senate Fiscal Agency Board of Governors - Wednesday, May 5, 9:15 a.m., Room S-101, Capitol Building (373-5300)</p> <p>Transportation - Tuesday, May 4, 1:00 p.m., Room 110, Farnum Building (373-7708)</p> <p>Finance - Wednesday, May 5, 8:00 a.m., Rooms 402 and 403, Capitol Building (373-1758)</p>

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 247	Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2009-2010.	George Brown Clark-Coleman			
SB 290	Economic development; brownfield redevelopment authority; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 293	Economic development; renaissance zones; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 295	Economic development; obsolete property and rehabilitation; obsolete property rehabilitation act; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 296	Michigan business tax; other; historic preservation tax credit preferences and penalties under certain circumstances; provide for.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
SB 1227	Retirement; public school employees; vesting cap for defined benefits plan, defined contribution for new employees, and retirement on or before October 1, 2010; provide for.	Gilbert Jansen Cherry	Griffin Meadows Bolger		
HB 4083	State financing and management; funds; strategic fund; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4089	Economic development; Michigan economic growth authority; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4092	Economic development; other; industrial development revenue bond act; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 4093	Economic development; plant rehabilitation; eligibility requirements; modify.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
HB 4094	Economic development; other; transportation economic development fund; modify eligibility requirements.	Allen Gilbert Clarke	Miller Robert Jones Opsommer		
HB 5220	Environmental protection; air pollution; air emissions fees; modify.	McManus Gilbert Basham	Lahti Coulouris Booher		